



Attorney Docket No. 55218-0510

GP/2182  
#4  
BJ

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

12-2-02

In re-application of:

Martin Patterson

Serial No.: 09/863,945

Filed on: May 22, 2001

) Confirmation No.: 1005  
)  
) Examiner: NYA  
)  
) Group Art Unit No.: 2182  
)

For: GRAPHICAL EDITOR FOR DEFINING AND CREATING A COMPUTER SYSTEM

Commissioner for Patents  
Washington, D.C. 20231

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**Technology Center 2100**

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form. It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

  X   37 C.F.R. §1.97(b).

       37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes one of the following:

       A statement pursuant to 37 C.F.R. §1.97(e)

       1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

\_\_\_\_\_ 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this information disclosure statement.

\_\_\_\_\_ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

\_\_\_\_\_ 37 C.F.R. § 1.97(d). If so, then this Information Disclosure Statement includes the following:

\_\_\_\_\_ A statement pursuant to 37 C.F.R. § 1.97(e)

\_\_\_\_\_ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR

\_\_\_\_\_ 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this information disclosure statement.

AND

\_\_\_\_\_ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(i) for submission of the Information Disclosure Statement.

\_\_\_\_\_ 37 C.F.R. § 1.97(i). Wherein applicants are submitting references before the grant of a patent to be placed in the file but not considered by the Patent office.

- (1) Accordingly, copies of the references as listed on the attached Form PTO 1449 are submitted herewith for placement in the file. No certification or fees are deemed necessary.

Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302, A duplicate of this sheet is enclosed.

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Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: November 13, 2002



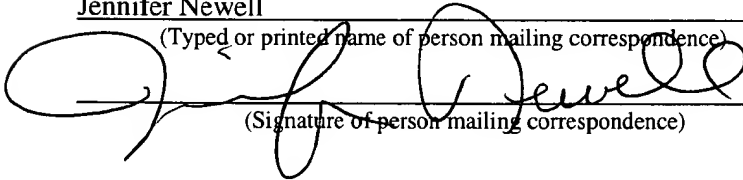
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(Date of Deposit)

Jennifer Newell

(Typed or printed name of person mailing correspondence)



(Signature of person mailing correspondence)

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(PTO-1449)

ATTY. DOCKET NO.  
55218-0510

SERIAL NO.  
09/863,945

APPLICANT:  
Martin Patterson

FILING DATE:  
May 22, 2001

NOV 20 2002

Technology Center 2100  
GROUP:  
2182

## U.S. PATENT DOCUMENTS

Exam. Initial*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (If known)			
		5,163,130		Hullot	11-10-1992	
		5,574,914		Hancock et al.	11-12-1996	
		5,659,786		George et al.	08-19-1997	

## FOREIGN PATENT DOCUMENTS

Exam. Initial*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (If known)				
		EP	0 750 256	A2	Data General Corporation	12-27-1996		
		EP	0 262 750	A2	Thinking Machines Corporation	04-06-1988		
		EP	0 905 621	A1	Lucent Technologies Inc.	03-31-1999		

## OTHER ART - NO PATENT LITERATURE DOCUMENTS

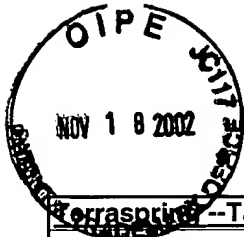
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation <sup>2</sup>
		Elliotte Rusty Harold, "XML: Extensible Markup Language," 1998, pp. 1-431.	
		Radek Vingralek, et al., "Snowball: Scalable Storage on Networks of Workstations with Balanced Load," pp. 117-156, Distributed and Parallel Databases, Vol. 6, no. 2, April 1998, XP-002162201.	
		Armando Fox, et al., "Cluster-Based Scalable Network Services," pp. 78-91, Operating Systems Review (SIGOPS), US, ACM Headquarter, New York, Vol. 31, No. 5, December 1, 1997, XP-000771023.	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard S.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



**Table of Citations of Information Documents**

Reference No. Examples: US5025987, WO1415678, [HALSEY98]

Reference Name Examples: SMITH; KLINE; HALSEY

NO IDS OR OA 0510

REFERENCE NO.	REFERENCE NAME	CLIENT/MATTERS		
		0012	0504	0510
5,163,130	HULLOT		X	
5,574,914	HANCOCK ET AL.	X		
5,659,786	GEORGE ET AL.	X		
<b>FOREIGN:</b>		<b>0012</b>	<b>0504</b>	<b>0510</b>
EP 0 750 256 A2		X		
EP 0 262 750 A2		X		
EP 0 950 621 A1		X		
<b>ARTICLES:</b>		<b>0012</b>	<b>0504</b>	<b>0510</b>
Radek Vingralek, et al., "Snowball: Scalable Storage on Networks of Workstations..."		X		
Armando Fox, et al., "Cluster- Based Scalable Network Services," ...		X		
Elliott Rusty Harold, "XML: Extensible Markup Language..."			X	

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